IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 1ST JUNE 2007 / 11TH JYAISHTA 1929

Crl.Rev.Pet.No. 1746 of 2007(C)

CRA.718/2005 of ADDL. DISTRICT & SESSIONS COURT (ADHOC) III, KOLLAM
CC.1225/2003 of JUDL.MAGISTRATE OF FIRST CLASS-II, KOTTARAKKARA

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REVN. PETITIONER: APPELLANT/ACCUSED.

G.BAIJU, S/O. GANGADHARAN NAIR,
EZHUTHANIYIL VEEDU, KARIODU, CHADAYAMANGALAM,
KOTTARAKKARA, KOLLAM.

BY ADV. SRI. SIJU KAMALASANAN
SRI.S.SUDHEESHKAR
SRI.A.MUHAMMED RAFFI

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE.

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1. G.ANIL KUMAR, BABY MANDIRAM, KURIODU,
CHADAYAMANGALAM P.O., KOTTARAKKARA, KOLLAM.

2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. PUZHAKKARA MUHAMMED, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 01/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. R.P. NO. 1746 OF 2007 C

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Dated this the 1st day of June 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a compensation of Rs.1,00,000/- vide Section 357(3) Cr.P.C and in default to undergo simple imprisonment for one month.

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted six months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before Judicial First Class Magistrate-II, Kottarakkara on **01.12.2007** to receive sentence. Non bailable warrant pending if any shall be kept in abeyance till then.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

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